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November 19, 2010

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

Bernard P. Pierorazio
Superintendent of Schools

Joseph J. Bracchitta
Chief Administrative Officer

Christopher M. Carvalho
Director
Technology and Information Systems

To Whom It May Concern:

RE: CC Docket No. 02-6
Billed Entity – Yonkers Public Schools
Billed Entity Number 123703

We are formally notifying you of our intention of filing an appeal to the Federal Communication Commission on or before December 27, 2010. The Yonkers Public Schools had received several Commitment Adjustment Letters, spanning several funding years and funding requests, from the Universal Service Administration Company dated July 30, 2010 and August 18, 2010. An appeal was filed with the SLD/USAC on September 27, 2010. On October 28, 2010 and October 29, 2010, the SLD/USAC issued their Administrator's Decision on Appeal denying our appeal. Several days later we received Demand Payment Letters from the SLD/USAC demanding payment of the COMADs by November 28, 2010 and December 1, 2010.

The District is in the process of preparing an appeal to be filed with the Federal Communications Commission within the 60 day time frame allowed, which by our calculations would be due to the FCC by December 27, 2010 as mentioned above. The Demand Payment Letters only provide a 30 day window for payment and does not coincide with the 60 day time frame for filing appeals. It is our understanding, through communication with the SLD/USAC, that upon notification of an appeal being filed from the FCC all Demand Payment Letters and Red Light Rule Proceedings would be placed on hold until a decision is reached by the FCC.

Therefore, we are requesting that the Demand Payment Letters be placed on hold pending a decision by the FCC on the appeal that District will be filing within the 60 day window.

Thank you for your consideration and we appreciate your cooperation in this matter.

Sincerely,

Christopher M. Carvalho
Director of Technology and Information Systems

cc: Bernard P. Pierorazio
Joseph J. Bracchitta